**GOVERNMENT OF ANDHRA PRADESH**
**ABSTRACT**

Health Medical & Family Welfare (Vigilance) Dept. – Dr E.Gowri formerly CAS, P.H.C, Pendlimarri, Kadapa District - Presently working as Assistant Professor, Siddhartha Medical College, Vijayawada, A.P - selected P.G degree M.D Pediatrics in non-service quota for the year 2009-2010 completed successfully in 2012 - Imposed punishment of stoppage of three annual grade increments with cumulative effect besides treating the period of unauthorized absence from 4.5.2009 to 21.9.2012 as dies-non by the Director of Public Health and Family Welfare - Requested to review and revoke the punishment awarded and to treat the study period as PG deputation and in Government service from 4.5.2009 to 21.9.2012 - Punishment Reviewed and Revised – Orders issued - Reg.

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**HEALTH MEDICAL AND FAMILY WELFARE (VC-II.1) DEPARTMENT**

**G.O.RT.No. 413** **Dated: 03-08-2021**

**Read the following:-**

Ref:
1. Proceedings of the DPH&FW, AP, Rc. No. 24058/VC.III.A/2010, dated 07.03.2014.
2. Govt. Memo No.12992.VC.II.I/2014-01, HM&FW Department dated: 05.08.2015.
3. From the DPH&FW, A.P., Vjw, Rc No.104653 /E6.B /2015, dated:06.09.2017.
4. Govt. Memo 763204/VC.II.2/2017–01, HM&FW Department dated: 30.10.2018.
5. Representation/Appeal of Dr.E.Gowri, Asst. Professor, Department of Pediatrics, Siddhartha Medical College, Vijayawada, Dt. 14.12.2020
6. Govt. Memo No.HMF01-PHFW0DPH (VDIS)/48/2020- VC II, dated: 17.12.2020
7. From the Director of Public Health & Family Welfare, AP, Vijayawada Lr.Rc.No.00616/E6-B/2017, dt.08.03.2021.
8. Representation/Appeal of Dr.E.Gowri, Asst. Professor, Department of Pediatrics, Siddhartha Medical College, Vijayawada, Dt. 09.03.2021.

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**ORDER**:

Where as, in the reference 1st read above, the Director of Public Health & Family Welfare, AP, Vijayawada has imposed the penalty of stoppage of three annual grade increments with cumulative effect, besides treating the period of unauthorized absence as 'Dies-Non", to Dr. E. Gowri, formerly CAS, PHC, Pendlimarri, Kadapa District, presently working as Asst. Professor, SMC, Vijayawada for her unauthorized absence from duty with effect from 4.5.2009 to 21.9.2012, as the individual has been selected to the P.G degree M.D Pediatrics in that period, in non-service quota for the year 2009-2010, completed successfully in 2012, without prior permission from the Government.

2. Where as in the reference 2nd read above, the appeal petition of Dr.E.Gowri, formerly CAS, PHC, Pendlimarri, Kadapa District, presently working as Asst. Professor, SMC, Vijayawada, for exoneration of penalty issued by the Director of Public Health & Family Welfare, Andhra Pradesh, Vijayawada has been examined and rejected by the Government, with a direction to the Director of Public Health & Family Welfare, that the probation period shall be commenced from 22-09-2012 and declared on 21-09-2014, and requested to take necessary action.

**(PTO).**

3. Where as in the reference 3rd read above, the Director of Public Health & Family Welfare, AP, Vijayawada has informed that the Services of the individual was regularized w.e.f. 31.01.2009 F.N. and the Probation period could not be declared to the individual on 21.09.2014 in the cadre of Civil Assistant Surgeon, since it seems contradiction to the rules and requested the Government to issue necessary clarification as deemed fit in this matter.

4. After examining the matter, Government have decided to modify the previous orders issued in the reference 2nd read above, under Rule 41 of A.P. C.S (CC&A) Rules, 1991. Accordingly, in the reference 4th read above, Dr. E. Gowri, formerly CAS, PHC, Pendlimarri, Kadapa District, presently working as Asst. Professor, SMC, Vijayawada was offered for her representation if any, on the above i.e. to consider her declaration of probation after expiry of penalty period.

5. Where as in the reference 5th read above, Dr.E.Gowri, formerly CAS, PHC, Pendlimarri, Kadapa District, presently working as Asst. Professor, Department of Pediatrics, Siddhartha Medical College, Vijayawada has represented to the Government to review and revoke the punishment awarded by the DPH&FW (i.e the stoppage of three (3) Annual Grade Increments with cumulative effect besides treating the study period as Dies-Non), and to treat the period as study period in relaxation of rules (who have been selected under non-service quota) as PG deputation from 04/05/2009 to 21/09/2012 and in-Government service, as par with the orders issued to Dr.V.Ganesh, CAS, PHC, Devapatla, YSR Kadapa District in G.O.Rt.No.1006, dt.14/08/2013 HM&FW(B2) Department .

6. Further, the Government have requested the Director of Public Health and Family Welfare, A.P, Vijayawada to examine the entire issue and furnish a detailed report to the Government along with specific remarks, vide reference 6th read above.

7. Where as in the reference 7th read above, the Director of Public Health and Family Welfare has submitted that the individual has submitted an appeal duly stating that in a similar case by name Dr.V.Ganesh, the Govt. in G.O.Ms.No.1006., HM&FW Dept, dt.14.08.2013 have treated the study period of three years of P.G. in non service quota as duty with pay and allowances and requested to consider her request too, as par with the Government orders issued in the said G.O. The individual has given the letter for withdrawing the court case of APAT, i.e, O.A.No.628 of 2019. The Director of Public Health & Family Welfare has also submitted that now the individual has requested to consider her request as she studied P.G.Course in non-service quota and serving the department after completion of the P.G.Course.

8. Government after careful examination of the matter, and in light of the remarks received from the Director of Public Health & Family Welfare, A.P, Vijayawada, have reviewed and revised the punishment imposed by the DPH&FW, as follows: -

a) The date of commencement of the probation is the date on which she joined the service i.e. 30 January 2009.

b) The unauthorized absence period from 4 May 2009 to 21 September 2012 is treated as Dies-non.

c) The punishment is reduced from stoppage of three AGI with cumulative effect to without cumulative effect.

d) The probation shall be declared taking the above modified orders into consideration and the rules in vogue.

**(PTO).**

9. The Director of Public Health and Family Welfare, A.P, Vijayawada and the Director of Medical Education, A.P, Vijayawada, shall take necessary action in the matter.

**(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)**

**MUDDADA RAVI CHANDRA**
**PRINCIPAL SECRETARY TO GOVERNMENT**

To
Dr. E. Gowri, Asst. Professor, Siddhartha Medical College, Vijayawada
through the DPH&FW, AP, Vijayawada.
The Director of Public Health & Family Welfare, AP, Vijayawada.
The Director of Medical Education, A.P, Hanumanpeta Vijayawada.
**Copy to**:
The Principal, Siddhartha Medical College, Vijayawada.
The Director of Treasuries and Accounts, Ibrahimpatnam, Vijayawada.
The OSD to Hon'ble Deputy CM (HFW&ME).
The PS to Prl.Secy to Govt. HM&FW Department (MRC).
SF/SC.

**// FORWARDED :: BY ORDER //**

**SECTION OFFICER**